

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

SMARTFLASH LLC, *et al.*,

Plaintiffs,

v.

APPLE INC., *et al.*,

Defendants.

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CASE NO. 6:13cv447-JRG-KNM

JURY TRIAL DEMANDED

SMARTFLASH LLC, *et al.*,

Plaintiffs,

v.

**SAMSUNG ELECTRONICS CO., LTD.
et al.,**

Defendants.

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CASE NO. 6:13cv448-JRG-KNM

JURY TRIAL DEMANDED

ORDER

Before the Court are Defendants' Motions for Summary Judgment Regarding Invalidity Under Sections 102, 103 (6:13CV447, Doc. Nos. 270; 6:13CV448, Doc. No. 325) and the Magistrate Judge's Report and Recommendation (6:13CV447, Doc. No. 388; 6:13CV448; Doc. No. 434) recommending that the Motions be denied. Having considered Defendants' Objections to the Report and Recommendation Regarding Defendants' Motions for Summary Judgment Regarding Invalidity (6:13CV447, Doc. No. 414; 6:13CV448, Doc. No. 448), and having conducted a *de novo* determination of those portions of the Report and Recommendation as to which objection was made, and finding no error therein, the Court does hereby adopt the findings and recommendations of the Magistrate Judge. Accordingly,

IT IS ORDERED that Defendants' Motions for Summary Judgment Regarding Invalidity Under Sections 102, 103 (6:13CV447, Doc. Nos. 270; 6:13CV448, Doc. No. 325) are DENIED.

So ORDERED and SIGNED this 13th day of February, 2015.



RODNEY GILSTRAP
UNITED STATES DISTRICT JUDGE